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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Antonius H.G. VAN ENGELEN et al.

Serial No: 09/928,138

Filing Date: August 10, 2001

Title: COATING COMPOSITIONS COMPRISING A  
POLYISOCYANATE COMPOUND, A HYDROXYL-  
FUNCTIONAL FILM FORMING POLYMER, AND A  
NON VOLATILE BRANCHED VOLATILE BRANCHED  
MONOALCOHOL

Docket No: ACO 6160 US

Examiner:

Group Art Unit: 1714

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

☒ Transmitted herewith find the following document(s) related to this application.

TRANSMITTAL LETTER IN DUPLICATE; REQUEST FOR RECONSIDERATION OF PATENT  
TERM ADJUSTMENT and CERTIFICATE OF MAILING.

The total fee believed due is \$ 200.00 (Petition Fee). Please charge this amount and any other fees which may be due (including filing fees under 37 CFR 1.16 and processing fees under 37 CFR 1.17) to Deposit Account No. 01-1350. If an extension of time is required but has not been requested above, Applicant hereby petitions for an extension of time sufficient for the attached document(s) to be timely. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

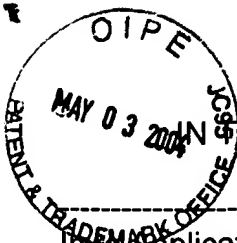
*Joan M. McGillicuddy*  
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Attorney for Applicant(s)  
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Akzo Nobel Inc.  
Intellectual Property Department  
7 Livingstone Avenue  
Dobbs Ferry, NY 10522-3408  
Tel No.: (914) 674-5463

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First-Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Alexandria, Virginia 22313-1450 on: April 30, 2004

*Salvo*



THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Docket No: ACO 6160 US

Examiner:

Group Art Unit: 1755

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

REQUEST FOR RECONSIDERATION OF PATENT TERM ADJUSTMENT

Sir:

The instant patent issued on a date other than the projected date of issue and this change necessitates a revision of the patent term adjustment indicated in the notice of allowance.

Following is the required statement of facts:


- The instant application was filed on August 10, 2001;
- The Notice to File Missing Parts of Nonprovisional Application was mailed on September 20, 2001.
- Applicant submitted the Original Executed Declaration and Power of Attorney on October 30, 2001, however the PTO received it on January 29, 2002.

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First-Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on:

April 30, 2004

Date

  
Diane L. Moxley

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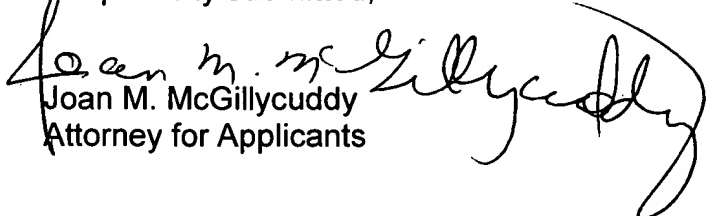
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- Due to the fact the Executed Declaration was filed during the period of the Anthrax Scare, 77 days elapsed between the time the Declaration was filed and when the PTO received it (please see 1254 Official Gazette, page 92 where it states that the Office will process a reply [whose delivery to the Office has been delayed] as timely if the date on the certificate of mailing, or the 'date-in' on the Express Mail mailing label, is within the period for reply set forth in the prior Office action or notice).
- A first Office Action was mailed on May 1, 2003, a response thereto was filed and received in the PTO on August 1, 2003.
- A second Office Action from the PTO was mailed on September 15, 2003, a response thereto was filed and received in the PTO on December 16, 2003.
- The relevant dates as specified in § 1.703(a)(6) are October 10, 2002, which is the day of the expiration of the 14 months from the filing date, October 30, 2001, the date the Executed Declaration was mailed to the PTO with a certificate of mailing, May 1, 2003, which is the date of the first Office Action was mailed; and December 16, 2003, 91 days from the mailing date of the Office Action;
- The adjustment as specified in § 1.703(f) to which the patent is entitled is 201 days (202 days delay by the PTO and 1 day delay by Applicant);
- The patent is not subject to a terminal disclaimer;
- There were no circumstances during the prosecution of the application resulting in the patent that constitute a failure to engage in reasonable efforts to conclude processing or examination of the application, or constituting a failure to engage in reasonable efforts to conclude processing or examination of such application as set forth in § 1.704.

Authorization for payment of the fee set forth in § 1.18(e) is provided herewith.

Patentee respectfully requests that the patent term be extended in accordance with the above.

Respectfully submitted,

  
Joan M. McGillicuddy  
Attorney for Applicants

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